

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

OWENS & MINOR, INC. and OWENS &
MINOR FLEXIBLE BENEFITS PLAN,

Plaintiff,

v.

ANTHEM HEALTH PLANS OF VIRGINIA,
INC. D/B/A ANTHEM BLUE CROSS AND
BLUE SHIELD,

Defendant.

Civil Action No.: 3:23-cv-00115-REP

DEFENDANT’S MOTION TO DISMISS PLAINTIFF’S COMPLAINT

Pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), Defendant Anthem Health Plans of Virginia, Inc. d/b/a/ Anthem Blue Cross and Blue Shield (“Anthem”) hereby moves the Court to dismiss Plaintiff’s Complaint.

WHEREFORE, for the reasons stated in Anthem’s contemporaneously filed Memorandum of Law in Support of Defendant’s Motion to Dismiss Plaintiff’s Complaint, Anthem respectfully requests that the Court grant this motion and dismiss the Complaint.

Dated: March 31, 2023

Respectfully submitted,

/s/ Christopher W. Bascom

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document has been served on all counsel of record in accordance with the Federal Rules of Civil Procedure and this Court's CM/ECF filing system on March 31, 2023.

/s/ Christopher W. Bascom